

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
(RICHMOND DIVISION)**

**IN RE:** \* **CASE No.:** **08-35653-KRH**  
**CIRCUIT CITY STORES, INC., et al.,** \* **(CHAPTER 11)**  
**DEBTORS.** \* **(JOINTLY ADMINISTERED)**

\* \* \* \* \*

**NOTICE OF RECLAMATION DEMAND OF TOSHIBA AMERICA CONSUMER PRODUCTS, L.L.C.**

PLEASE TAKE NOTICE that Toshiba America Consumer Products, L.L.C. ("TACP"), by its attorneys, files this Notice that TACP asserts its demand for reclamation of goods, pursuant to Section 546 of Title 11 of the United States Code (the "Bankruptcy Code"), applicable non-bankruptcy law, and the *Order Under Bankruptcy Code Sections 105(a), 362, 503(b), 507(a), 546(c), and 546(h) (I) Granting Administrative Expense Status to Obligations from Postpetition Delivery of Goods; (II) Authorizing Payment of Expenses in the Ordinary Course of Business; (III) Authorizing Debtors to Return Goods; and (IV) Establishing Procedures for Reclamation Demands* [Docket No. 133] entered by the Court on November 13, 2008. TACP further demands that the Debtors not dispose of or commingle any goods shipped by TACP to the Debtors with any other property of the Debtors or any other party.

Attached to this Notice are copies of a summary of the outstanding reclamation amounts due (Exhibit A) and copies of the unpaid invoices for products delivered to the

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*Attorneys for Toshiba America Consumer Products, L.L.C.*

Debtors by TACP on or after the 45-day period prior to November 10, 2008, the date of the Debtors' voluntary petition for relief under Chapter 11 of the Bankruptcy Code, and proof of delivery of same (Exhibit B). The invoiced amounts total \$6,393,681.50. TACP has not yet determined whether it intends to assert a claim under Section 503(b)(9) of the Bankruptcy Code and will assert such claim as required by the Bankruptcy Code or Order of the Court. TACP expressly reserves all rights against the Debtors, however arising.

Respectfully submitted,

/s/ Jeremy S. Friedberg

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*Attorneys for Toshiba America  
Consumer Products, L.L.C.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 26<sup>th</sup> day of November, 2008, a copy of the foregoing, along with attached exhibits, was served *via* Federal Express overnight mail and, if the recipients are properly registered, *via* the Court's CM/ECF system, on:

Circuit City Stores, Inc., et al.  
Claims Processing  
c/o Kurtzman Carson Consultants LLC  
2335 Alaska Avenue  
El Segundo, CA 90245

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Richmond, VA 23233  
Attn: Reginald D. Hedgebeth

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Attn: Sarah B. Boehm, Esq.

/s/ Jeremy S. Friedberg  
Jeremy S. Friedberg